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Office of General Counsel

February 2, 2001

ILLINOIS
COMMERCE COMMISSION
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CHIEF CLERK'S OFFICE

RE: ICC Docket No. 00-0579

Dear Examiner Albers,

On January 26, 2001, Staff filed a motion for an Interim order in this docket. In response to Staff's filing, a hearing was conducted on Monday, January 30, 2001. During this hearing, the IIEC, which had filed a response to the Staff motion on January 29, 2001, was questioned about its position with regard to the Staff motion. At that time, counsel for the IIEC explained that the IIEC supported Staff's motion for the Interim order, and in the alternative, IIEC proposed that the Commission could dismiss the CILCO petition. At the Examiner's request for clarification of the suggested alternative, the IIEC made an official motion for the dismissal of the case in the event that Staff's motion for an interim order was not granted. Parties were given an opportunity to respond to IIEC's motion by February 3, 2001.

It continues to be Staff's primary position that, for the reasons set forth in its January 26, 2001 motion, the Commission should enter an Interim order in this case. However, in the event that Staff's motion is not granted by the Commission, Staff does not object to the IIEC's motion to dismiss.

If you have any questions concerning Staff's position, please do not hesitate to contact me at (312) 793-3241.

Sincerely,

John J. Reichart

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